



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/706,157	11/12/2003	Edgar A. Tu	SCEA03007US00/1666	7578
24272	7590	07/17/2007	EXAMINER	
Gregory J. Koerner Redwood Patent Law 1291 East Hillsdale Boulevard Suite 205 Foster City, CA 94404			CHEA, PHILIP J	
			ART UNIT	PAPER NUMBER
			2153	
			MAIL DATE	DELIVERY MODE
			07/17/2007	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Interview Summary	Application No. 10/706,157	Applicant(s) TU ET AL.	
	Examiner Philip J. Chea	Art Unit 2153	

All participants (applicant, applicant's representative, PTO personnel):

- (1) Philip J. Chea. (3) _____
 (2) Gregory Koerner. (4) _____

Date of Interview: 03 July 2007.

Type: a) ☒ Telephonic b) ☐ Video Conference
 c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☒ Yes e) ☐ No.
 If Yes, brief description: See attached.

Claim(s) discussed: N/A.

Identification of prior art discussed: McIntyre.

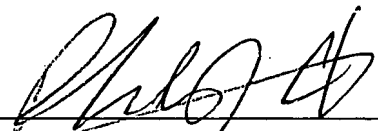
Agreement with respect to the claims f) ☐ was reached. g) ☐ was not reached. h) ☒ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: The Examiner suggested elaborating the photo identifier tag and target photo album in order to possibly distinguish from McIntyres photo identifier. The Examiner will also consider incorporating dependent claims in order to overcome the prior art rejection as well.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.


 Examiner's signature, if required

PTOL-413A (06-07)
Approved for use through 06/30/2007. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Applicant Initiated Interview Request Form

Application No.: 10/706,157 First Named Applicant: Edgar A. Tu
Examiner: Chea, P. Art Unit: 2153 Status of Application: Pending

Tentative Participants:

(1) Gregory Koerner (2) _____
(3) _____ (4) _____

Proposed Date of Interview: 7/3/07 Proposed Time: 11⁰⁰ (AM/PM)

Type of Interview Requested:

(1) ☒ Telephonic (2) ☐ Personal (3) ☐ Video Conference

Exhibit To Be Shown or Demonstrated: ☐ YES ☒ NO

If yes, provide brief description: _____

Issues To Be Discussed

Issues (Rej., Obj., etc)	Claims/ Fig. #s	Prior Art	Discussed	Agreed	Not Agreed
(1) <u>Objection</u>	<u>41</u>	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(2) <u>103</u>	<u>All</u>	<u>McIntyre</u>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(3) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(4) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☒ Continuation Sheet Attached

Brief Description of Arguments to be Presented:

SEE CONTINUATION SHEET

An interview was conducted on the above-identified application on _____.

NOTE: This form should be completed by applicant and submitted to the examiner in advance of the interview (see MPEP § 713.01).

This application will not be delayed from issue because of applicant's failure to submit a written record of this interview. Therefore, applicant is advised to file a statement of the substance of this interview (37 CFR 1.133(b)) as soon as possible.

Gregory Koerner
Applicant/Applicant's Representative Signature

Examiner/SPE Signature

Gregory Koerner

Typed/Printed Name of Applicant or Representative
38,519

Registration Number, if applicable

This collection of information is required by 37 CFR 1.133. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Examiner Interview Continuation Sheet: Application No. 10/706,157

Arguments to be Presented:

1. Objection to Specification:

a. Applicants submit that multiple specific examples of their claimed "computer-readable medium" can be found in the Specification, for example, on page 10, lines 27-30.

2. Rejections under 35 U.S.C. 103:

a. Applicants submit that the Examiner has not established a prima facie case by providing references covering "all claimed limitations," as required by MPEP 2142.

i. With reference to the independent claims, the Examiner concedes that the cited reference fails to disclose "automatically disclosing said photo data into a target photo album."

ii. With regard to dependent claims 17 and 37, the Examiner concedes that the cited reference fails to disclose decoding "a message header of said photo message."

b. Applicants also submit a number of the dependent claims contain various limitations that are not taught by the cited reference. For example, Applicants submit that McIntyre nowhere teaches a "photo identifier tag" that is utilized by both a source device and a target device to automatically "identify said photo message as containing said photo data," as specifically recited by Applicants in dependent claims 6, 18, 26, and 38.